

MINUTES OF THE BOARD MEETING

SEPTEMBER 15, 2007

President Donna Wear convened the regular meeting of the Board of Control on Friday, September 21, 2007 at 9:15 a.m. All Board members were present except Jeff Perkins. Also present were Commissioner Brigid DeVries, Assistant Commissioners Darren Bilberry, Larry Boucher and Julian Tackett, Director of Promotions and Media Relations Butch Cope, Fundraising Consultant Ken Tippett and Office Manager Darlene Koszenski. KHSAA legal counsel, Ted Martin, was also present. Guests included Jim Evans from Lee County Central Office; Ty & Gene Combs, Parents; Steve & Aaron Meadows, Parent & Son; Phil and Bart Rison, Montgomery County High School.

Steve Parker provided a moment of reflection, followed by the Pledge of Allegiance, led by Bob Schneider.

President Wear requested the record show that seventeen out of eighteen Board members were present, and that ten votes were needed to pass any eligibility motions.

Lonnie Burgett made a motion to approve the minutes of the July 12-13, 2007 & August 20, 2007 Board of Control meetings. The motion was seconded by Bob Schneider, and passed unanimously.

Dave Weedman made a motion, seconded by L.V. McGinty, to go into Executive Session to discuss pending legal cases with Ted Martin. The motion passed unanimously. Lonnie Burgett made a motion, seconded by Steve Parker, to come out of Executive Session. The motion passed unanimously. No action was taken during Executive Session.

The Board of Control then considered the following appeals in compliance with the KHSAA Due Process Procedure:

Case Bylaw	H.O. Recommend	Board Motion Second	Favor	Oppose	Recuse Abstain	Ruling
#1155 4	ELIGIBLE	OVERTURN Weedman (Stewart)	Burgett, Cook, Crain, Keepers, McGinty, Parker, Steidel, Stewart, Wear, Weedman	Barren, Donhoff, Jackson, Moore, Prewitt, Schlosser, Schneider		Ineligible 10-7
#1165 6	ELIGIBLE	UPHOLD Jackson (Moore)	UNANIMOUS			Eligible 17-0
#1167 4	ELIGIBLE	OVERTURN Weedman (Parker)	Barren, Burgett, Keepers, McGinty, Parker, Prewitt, Schneider, Steidel, Wear, Weedman	Cook, Crain, Donhoff, Jackson, Moore, Schlosser, Stewart		Ineligible 10-7
#1169 6	ELIGIBLE	UPHOLD Jackson (McGinty)	UNANIMOUS			Eligible 17-0
#1172 6	ELIGIBLE	UPHOLD McGinty (Keepers)	UNANIMOUS			Eligible 17-0
#1176 6	ELIGIBLE	UPHOLD Jackson (Crain)	UNANIMOUS		Moore	Eligible 16-0-1
#1178 6	ELIGIBLE	UPHOLD Jackson (Keepers)	UNANIMOUS		Moore	Eligible 16-0-1

Case Bylaw	H.O. Recommend	Board Motion Second	Favor	Oppose	Recuse Abstain	Ruling
#1179 6	ELIGIBLE	UPHOLD McGinty (Weedman)	UNANIMOUS			Eligible 17-0
#1180 6	ELIGIBLE	UPHOLD Jackson (Moore)	UNANIMOUS		Barren	Eligible 16-0-1
#1173 6	INELIGIBLE	UPHOLD McGinty (Parker)	Barren, Burgett, Cook, Crain, Jackson, Keepers, McGinty, Moore, Parker, Prewitt, Schneider, Steidel, Stewart, Wear, Weedman	Donhoff, Schlosser		Ineligible 15-2
#1174 6	INELIGIBLE	UPHOLD McGinty (Jackson)	Barren, Burgett, Cook, Crain, Jackson, Keepers, McGinty, Moore, Parker, Prewitt, Schneider, Wear, Weedman	Donhoff, Schlosser, Stewart	Steidel	Ineligible 13-3-1
#1177 6	INELIGIBLE	UPHOLD Cook (Keepers)	Barren, Burgett, Cook, Donhoff, Jackson, Keepers, McGinty, Moore, Parker, Prewitt, Schneider, Steidel, Stewart, Wear, Weedman	Crain, Schlosser		Ineligible 15-2
#1166 6	INELIGIBLE (exceptions)	OVERTURN Jackson (Barren)	UNANIMOUS		Prewitt	Eligible 16-0-1
#1168 4	INELIGIBLE (exceptions)	OVERTURN Jackson (Prewitt)	Barren, Crain, Donhoff, Jackson, McGinty, Parker, Prewitt, Schlosser, Schneider, Steidel, Stewart, Wear	Burgett, Cook, Keepers, Weedman	Moore	Eligible 12-4-1
#1170 6	INELIGIBLE (exceptions)	UPHOLD Cook (Burgett)	UNANIMOUS		Jackson	Ineligible 16-0-1

Lea Prewitt, Chairperson, **Title IX Committee**, reported that 33 re-visits are scheduled between September, 2007 and April, 2008. She also stated that two Title IX Workshops are scheduled, one in November in Louisville and one in December in Richmond. No action was taken.

L.V. McGinty, Chairperson, **Officials Policy Committee**, asked the Board to approve the following motions:

1. Increase the regular season Soccer officiating game fee by \$5, without any reduction in the local travel "addition" by local and regional policy boards, effective with the 2008-09 season. Increase the regular season Football officiating game fee by \$5 without any reduction in the local travel "addition" by local and regional policy boards, effective with the 2008-2009 season. The motion was seconded by Bob Stewart, and passed unanimously.

Mr. McGinty also asked the record to show that Assistant Commissioner Larry Boucher was asked to research costs for criminal records checks, drug testing for officials and students, and report the results at the October 19, 2007 Board meeting.

Stan Steidel stated that it was his opinion that the KHSAA consider providing liability insurance for Assigning Secretaries. Assistant Commissioner Julian Tackett will present possible options in this area at the November 14-15, 2007 meeting.

Marvin Moore requested that Assistant Commissioner Darren Bilberry research the possibility of shortening the length of Soccer times from 40 minutes per half to 28 minutes.

President Wear, **Executive Committee** Chairperson, then asked the Board to approve the following motions:

1. Alan Donhoff made a motion, seconded by Jerry Keepers, to approve the Association bills paid for July 1, 2007 through August 31, 2007. The motion passed unanimously.
2. Michael Barren made a motion, seconded by Lonnie Burgett, to accept the 2007-2008 budget report. The motion passed unanimously.
3. Jerry Keepers made a motion, seconded by Bob Schneider, to accept the Internal and External Corporate Reports as presented. The motion passed unanimously.
4. Stan Steidel made a motion, seconded by Ozz Jackson, to accept the Kentucky Coaches Education Program report presented by Jim Komara and Jim Watkins. The motion passed unanimously.

President Wear, **Executive Committee** Chairperson, then asked the record to show that:

1. A discussion was held regarding increasing the \$50 fine for a coach ejection to \$100 on the second offense. No action was taken, and the Board decided to leave the fine at \$50 for this year.
2. Commissioner DeVries and Assistant Commissioner Julian Tackett gave updates on the Administrative Regulations Review Sub-Committee (ARRS), the Interim Joint Education Committee (IJEC) and the Commission on Interscholastic Athletics (CIA). No action was taken.
3. A preliminary discussion was held regarding the basketball status and alignment situations at Heritage Academy, Silver Grove and the David School. No action was taken.

President Wear, **Executive Committee** Chairperson, in conjunction with the **Constitution & Bylaws Committee**, asked the Board to approve the following motions:

1. A motion was made by Dave Weedman, seconded by Stan Steidel, to place 2005 Annual Meeting Proposal 3 on the October 19, 2007 BOC meeting agenda, to be considered when the items that pass the 2007 Annual Meeting are reviewed. The motion passed unanimously.
2. A motion was made by Stan Steidel, seconded by Bob Stewart, to place 2006 Referendum 2 on the October 19, 2007 BOC meeting agenda, to be considered along with other items that pass the 2007 Annual Meeting are reviewed. The motion passed unanimously.
3. In accordance with the Constitution of the KHSAA, Article IV, Section 3, Part D, sub section 9, the Board of Control has reviewed the following submitted proposals and found them not to be in the best interest of the Association at this time, and therefore, moved to reject them for inclusion on the 2007 Annual meeting agenda.
 - a. Proposed by Bob Blair, Barren County High School – An amendment to Bylaw 4 to change the starting point for the four year count of student eligibility. The motion to reject was made by Dave Weedman, seconded by Jeff Schlosser, and passed unanimously.
 - b. Proposed by Tom Woofter, Pendleton County High School – A proposal to restrict participation in KHSAA sports to Kentucky residents. The motion to reject was made by L.V. McGinty, seconded by Kelley Crain, and passed unanimously.

- c. Proposed by Dale Butler, Breckinridge County High School – An amendment to Bylaw 4 to allow for intra-county residents at non-member schools to “play up” for the naturally fed high school. The motion to reject was made by Dave Weedman, seconded by Bob Stewart, and passed unanimously.
 - d. Proposed by Charlie Temple, East Jessamine High School – An amendment to Bylaw 27 to allow for classified employees already in a district to be considered for coaching positions with or without the requisite hours. The motion to reject was made by L.V. McGinty, seconded by Stan Steidel, and passed unanimously.
 - e. Proposed by Ron Madrick, Holmes High School – A proposal to expand the regional representation on the Board of Control, and if passed, ask the Board of Control to seek complying amendments to the Federal Court Decree of 1971 (1987). The motion to reject was made by L.V. McGinty, seconded by Roger Cook, and passed 14-3. [IN FAVOR: Burgett, Cook, Crain, Donhoff, Jackson, Keepers, McGinty, Moore, Parker, Prewitt, Schlosser, Stewart, Wear, Weedman; OPPOSED: Barren, Steidel, Schneider]
 - f. Proposed by Arthur Ballard, Estill County High School on behalf of the Kentucky High School Athletic Directors Association – A proposal to amend Bylaw 6 to eliminate the provisions that allow for first year participation by foreign exchange students. The motion to reject was made by Dave Weedman, seconded by Lea Prewitt, and passed 14-3. [IN FAVOR: Burgett, Cook, Crain, Donhoff, Keepers, McGinty, Moore, Parker, Prewitt, Schlosser, Schneider, Stewart, Wear, Weedman; OPPOSED: Barren, Jackson, Steidel].
4. In accordance with the Constitution of the KHSAA, Article IV, Section 3, Part D, sub section 9, the Board of Control has reviewed the following submitted proposals and moved that these proposals be approved for inclusion on the 2007 Annual meeting agenda:
- a. Proposed by the KHSAA Board of Control – A technical amendment to Bylaw 4 to restate its intent on limitations. The motion to approve for inclusion was made by L.V. McGinty, seconded by Jeff Schlosser, and passed unanimously.
 - b. Proposed by the KHSAA Board of Control – An amendment to Bylaw 6 to codify an exception related to military transfers and to clarify the section related to divorce of the parents of a student-athlete. The motion to approve for inclusion was made by Dave Weedman, seconded by Jerry Keepers, and passed unanimously.
 - c. Proposed by the KSHAA Board of Control – A technical amendment to Bylaw 14 which removes specified penalties and instead, refers the situation to Bylaw 33 as per other rules. The to approve for inclusion motion was made by L.V. McGinty, seconded by Roger Cook, and passed unanimously.
 - d. Proposed by Rob Mullen, Trinity (Louisville); Doug Strothman, DeSales; Sr. Chris Beckett, Presentation; Nelson Nunn, St. Xavier; Sr. Maryann Tarquinio, Holy Cross (Louisville); Alexandra Thurstone, St. Francis; Bob Noll, Newport Central Catholic; Harold Staples, Owensboro Catholic; Jodell Seay, Portland Christian; Linda Van Houten, Walden; Beverly McAuliffe, Sacred Heart Academy; Paul Schum, Bethlehem; Sally Stevens, Lexington Catholic; Elaine Salvo, Assumption; Bill Hagan, Trinity (Whitesville) – A proposal to codify and emphasize a compliance system for investigating violations of KHSAA rules. The motion to approve for inclusion was made by Dave Weedman, seconded by Alan Donhoff, and passed unanimously.
 - e. Proposed by the KHSAA Board of Control – A bylaw 25 proposal to change the method of counting games in soccer. The motion to approve for inclusion was made by L.V. McGinty, seconded by Dave Weedman, and passed unanimously.
 - f. Proposed by Tracy Spickard, Franklin County; Jim McKee, Scott County; Greg Scholl, Southwestern; Ron Madrick, Holmes – A bylaw 25 proposal worked out in conjunction with members of the Kentucky Basketball and Football Coaches Association to attempt to minimize the conflict over student-athlete participation in those sports. The motion to approve for inclusion was made by Dave Weedman, seconded by Ozz Jackson, and passed unanimously.

- g. Proposed by Greg Scholl, Southwestern; Jim McKee, Scott County; Ron Madrick, Holmes – A bylaw 25 proposal to revise the starting date for football practice to balance the scheduling issues of alternative calendars and the need to keep contract practice starting as late as possible. The motion to approve for inclusion was made by L.V. McGinty, seconded by Dave Weedman, and passed unanimously.
- h. Proposed by Tracy Spickard, Franklin County; Jim McKee, Scott County; Greg Scholl, Southwestern, Ron Madrick, Holmes; Fred Hester Mason County – A bylaw 26 proposal worked out in conjunction with members of the Kentucky Basketball and Football Coaches Association to attempt to minimize the conflict over student-athlete participation in those sports. The motion to approve for inclusion was made by Dave Weedman, seconded by Lea Prewitt, and passed unanimously.
- i. Proposed by the KHSAA Board of Control – A proposal to amend Bylaw 32 (Selection of Officials) and remove the Federal Court Decree provisions related to the Selection of Officials from the Bylaws while leaving the information printed in other portions of the Handbook. The motion to approve for inclusion was made by Dave Weedman, seconded by L.V. McGinty, and passed unanimously.
- j. Proposed by Gary Bartlett, Daviess County and Will Hodges, Green County – A proposal to rescind restrictions on individual sports playing in out of state events due to the near impossible nature of monitoring opponents. The motion to approve for inclusion was made by L.V. McGinty, seconded by Lonnie Burgett, and passed unanimously.
- k. Proposed by Jeff Edwards, Jeffersontown – A proposal to amend the Constitution to establish a meeting attendance threshold for elected Board of Control members. The motion to approve for inclusion was made by Dave Weedman, seconded by Stan Steidel, and passed unanimously.

Ms. Wear then asked the record to show that the proposals will be mailed to all schools with the October C-Notes. She also re-iterated that no proposals can come from off the floor, due to the Constitutional amendment that passed in 2006. She asked Board members to convey this information to their member schools.

A motion was made by Ozz Jackson to align the new Harlan County Central High School with Cawood's Class 3A Football schedule for the 2008-09 season only. They would be placed in the proper Class for 2009-10, following a more accurate enrollment number, which can be used upon the new school opening and the realignment of teams. The motion was seconded by L.V. McGinty, and passed 14-3 [IN FAVOR: Barren, Burgett, Cook, Donhoff, Jackson, McGinty, Moore, Parker, Prewitt, Schneider, Steidel, Stewart, Wear, Weedman; OPPOSED: Crain, Moore, Schlosser]

Ted Martin presented a review of the KHSAA Due Process Procedure and Chapter 13B. No action was taken.

Schools that have had no disqualifications will be recognized at the Annual Meeting.

Mr. Tackett will contact the KMA about the conflicts in scheduling of two of the medical symposiums held on the same day as the State Track meet in June, as well as the SEC regional basketball tournament in March.

Marvin Moore and Roger Cook requested that a discussion be scheduled on the November agenda for hiring a compliance officer, following the member school delegates vote on the proposal.

Ozz Jackson asked for an update on the change in vehicles for Julian Tackett.

Michael Barren requested that KHSAA staff look into supporting the "Volley for the Cure" in 2008. All high school proceeds from volleyball on a designated day would go to the school's charity of choice. Larry Boucher will follow up with the Ohio High School Athletic Association on this program.

President Wear then called the Board's attention to miscellaneous items listed for their information only. 1) Review date for the Special Board Meeting on October 19, 2007 to consider 2007 Annual Meeting Proposals and August & September appeals; 2) Review dates for the next regular Board of Control Meeting, November 14-15, 2007 in Lexington; 3) Miscellaneous Board and staff items.

There being no further business to come before the Board, Lonnie Burgett made a motion to adjourn. The motion was seconded by L.V. McGinty, and passed unanimously. The meeting adjourned at 12:10 p.m., September 21, 2007.

President Donna Wear *Donna Wear* Date 11/14/07

Commissioner Brigid L. DeVries *Brigid L. DeVries* Date Nov 1, 2007